

Message Text

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ACTION EB-07

INFO OCT-01 CIAE-00 COME-00 DODE-00 NRC-05 NSAE-00 USIA-06

TRSE-00 EUR-12 ERDA-05 ISO-00 /036 W

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R 061731Z APR 76

FM USMISSION OECD PARIS

TO SECSTATE WASH DC 1421

C O N F I D E N T I A L OECD PARIS 10100

EXCON

E.O. 11652: XGDS1

TAGS: ESTC, COCOM

SUBJECT: EXPORT OF RECONDITIONED EQUIPMENT

REF: (A) STATE 53228, (B) OECD PARIS 7607, (C) STATE
65261 AND 81689

1. US PROPOSAL (WITH CHANGES SUGGESTED BY CHAIRMAN)
AND BELGIAN PROPOSAL WERE DISCUSSED IN COMMITTEE APRIL
6. NETHERLANDS, FRANCE, AND UK STRONGLY OPPOSED ANY
REPORTING TO COMMITTEE, REGARDING IT AS UNDUE BURDEN
ON NATIONAL AUTHORITIES. FRENCH DEL ASSERTED THEY
SIMPLY COULD NOT DO IT. UK DEL STATED FLATLY IT WAS
UNACCEPTABLE AND RAISED OBJECTION TO THAT PORTION OF
BOTH BELGIAN AND US TEXTS.

2. IN ORDER NOT TO DELAY ENTRY INTO FORCE OF THE NEW
RULE, BELGIAN DEL PROPOSED COMMITTEE AGREE ON FIRST SEN-
TENCE OF EITHER US OR BELGIAN PROPOSAL, AND THAT QUES-
TION OF REPORTING BE EXAMINED BY SUB-COMMITTEE ON EXPORT
CONTROL. BELGIAN HOPED US WOULD NOT INSIST ON RE-
PORTING, ESPECIALLY WHERE US EQUIPMENT WAS INVOLVED.
WHERE EQUIPMENT OF NON-US ORIGIN WAS CONCERNED, NATIONAL
AUTHORITIES SHOULD BE TRUSTED. GERMAN, FRENCH, AND US
DELS AGREED TO BELGIAN COUNTER-PROPOSAL, US AD REF. UK
AGREED AD REF, BUT SAID THE DISCUSSION WOULD BE BRIEF,
THEREBY INDICATING THAT HIS AUTHORITIES WOULD NOT SOFTEN
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THEIR OPPOSITION TO REPORTING. CHAIR ASKED FOR

VIEWS AT SPECIAL MEETING TO BE HELD APRIL 9 ON IL 1545.
(SEE SEPTTEL.) IF QUESTION IS NOT DISPOSED OF THEN, IT
WILL BE DEFERRED UNTIL MAY 4. GERMANY RESERVED ON RE-
PORTING REQUIREMENT AND JAPAN WAS OPEN-MINDED. ONLY
CANADA ACCEPTED US PROPOSAL IN TOTAL.

3. ACTION REQUESTED: AUTHORITY BY THE NIGHT OF
APRIL 8 TO AGREE TO DELETE SUBSEQUENT REPORTING
REQUIREMENT FROM US PROPOSED TEXT. WE NOTE IT WAS NOT
AMONG CONDITIONS LISTED IN STATE 532228, AND THERE IS
NO PROVISION FOR SUCH TRANSACTIONS IN GENERAL EXCEPTION
PROCEDURE, HENCE NO REQUIREMENT FOR PRIOR REPORTING.
STUDY BY EXPORT CONTROL SUB-COMMITTEE WOULD BE FUTILE
BECAUSE UK WILL EXERCISE ITS VETO AGAIN THERE. INSIS-
TENCE ON SUBSEQUENT REPORTING WILL ONLY LOSE US THE
CHANCE TO ACHIEVE A GENERALLY ACCEPTED RULE FOR THESE
TRANSACTIONS, WHICH WILL NOT BE TOO FREQUENT IN ANY
CASE.

4. ALSO NEED AUTHORITY TO ACCEPT PHRASE "WITHOUT REFER-
RING TO THE MAXIMUM VALUES" IN FIRST SENTENCE OF BELGIAN
PROPOSAL.
TURNER

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Message Attributes

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